ORIGINAL

STACEY E. JAMES, Bar No. 185651
JUSTIN A. MORELLO, Bar No. 239250
LITTLER MENDELSON
A Professional Corporation
501 W. Broadway, Suite 900
San Diego, CA 92101.3577
Telephone: 619.232.0441

Attorneys for Defendant
SERVICE SOLUTIONS GROUP LLC

FILED
2008 JUL -2 PM 12: 22
CLERK US DISTRICT COURT SOUTHERN DISTRICT OF CALIFORNIA
BY ____ DEPUTY

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

CINDY KING FEINSTEIN, Plaintiff, v. SERVICE SOLUTIONS GROUP LLC; BARKERS FOOD MACHINERY SERVICE; FRANK HOLDING AG; and DOES 1-25, Defendants.	Case No. '08 CV 1174 W WMc **DECLARATION OF JUSTIN A. MORELLO IN SUPPORT OF NOTICE TO FEDERAL COURT OF DEFENDANT SERVICE SOLUTIONS GROUP LLC'S REMOVAL OF CIVIL ACTION** **[28 U.S.C. §§1332(A)(1), (C)(1), 1441(A), 1446(A), (B)]** Complaint Filed: November 20, 2007

I, Justin A. Morello, hereby declare and state as follows:

1. I am an attorney at law licensed to practice before all courts of the State of California and this Court. I am an associate in the law firm of Littler Mendelson, P.C. and have been one of the attorneys representing Defendant Service Solutions Group LLC ("Defendant") in the above-captioned matter. As such, I have personal knowledge of the facts set forth in this declaration and, if called upon to do so, I could and would testify competently thereto.

2. On July 2, 2008, contemporaneously with the filing of this removal, I am giving notice to the Superior Court of the State of California for the County of San Diego and to Plaintiff and her attorney of record that on July 2, 2008, this action was removed to the United States District Court for the Southern District of California. A true and correct copy of that Notice, without accompanying exhibits is attached hereto as Exhibit A.

3. On June 2, 2008, Service Solution's counsel, Littler Mendelson, received Plaintiff's Summons and Complaint. A true and correct copy of the Service of Process Transmittal, Summons and Complaint and Notice of Case Assignment are attached as Exhibits B, C and D respectively.

4. On June 27, 2008, Defendant's attorney service, Nationwide Legal Inc., scanned all documents contained in the San Diego Superior Court's file. True and correct copies of all remaining documents contained in the San Diego Superior Court's file for this matter as of June 30, 2008 are attached as Exhibits E through H.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed within the United States on July 2, 2008 at San Diego, California.

JUSTIN A. MORELLO

Firmwide:85686851.1 046687.1149

EXHIBIT A

STACEY E. JAMES, Bar No. 185651
JUSTIN A. MORELLO, Bar No. 239250
LITTLER MENDELSON
A Professional Corporation
501 W. Broadway, Suite 900
San Diego, CA 92101.3577
Telephone: 619.232.0441
Fax No.: 619.232.4302

Attorneys for Defendant
SERVICE SOLUTIONS GROUP LLC

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SAN DIEGO

CINDY KING FEINSTEIN, Plaintiff, v. SERVICE SOLUTIONS GROUP LLC; BARKERS FOOD MACHINERY SERVICE; FRANK HOLDING AG; and DOES 1-25, Defendants.	Case No. 37-2007-00082141-CU-OE-CTL **DEFENDANT SERVICE SOLUTIONS GROUP LLC'S NOTICE TO STATE COURT AND ALL ADVERSE PARTIES OF REMOVAL OF CIVIL ACTION** Complaint Filed: November 20, 2007

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

PLEASE TAKE NOTICE that Defendant SERVICE SOLUTIONS GROUP LLC is contemporaneously filing a Notice to Federal Court of Removal of Civil Action in the United States District Court for the Southern District of California on July 2, 2008. A copy of said Notice without its accompanying exhibits, which consist of a copy of this Notice and a copy of all pleadings filed with this Court in the State proceedings, is attached hereto as Exhibit A.

PLEASE TAKE FURTHER NOTICE that under 28 U.S.C. sections 1441 and 1446, the filing of said Notice to Federal Court in the United States District Court, together with the filing of this Notice to State Court and a copy of said Notice to Federal Court, effects the removal of the above-captioned action from this Court to the United States District Court for the Southern District of California, and this Court may proceed no further unless and until the case is remanded.

Dated: July 2, 2008

Respectfully submitted,

STACEY E. JAMES
JUSTIN A. MORELLO
LITTLER MENDELSON
A Professional Corporation
Attorneys for Defendant
SERVICE SOLUTIONS GROUP LLC

Firmwide:85686106.1 046687.1149

LITTLER MENDELSON
A Professional Corporation
501 W Broadway
Suite 900
San Diego, CA 92101 3577
619 232 0441

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): MARY ELIZABETH BULLOCK, SBN 153212, 3955 FAIRCROSS PLACE, # 73, SAN DIEGO, CA 92115. TELEPHONE NO. (Optional): 619 677-4066. FAX NO. (Optional): 619 727-4907. E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): CINDY KING FEINSTEIN	FOR COURT USE ONLY. FILED, Clerk of the Superior Court, JUN - 2 2008, By: C. BANKS, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO ☑ HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101-3827 ☐ NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92081-6643 ☐ EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020-3941 ☐ RAMONA BRANCH, 1428 MONTECITO RD., RAMONA, CA 92065-5200 ☐ SOUTH COUNTY DIVISION, 500 3RD AVE., CHULA VISTA, CA 91910-5649	
PLAINTIFF(S): CINDY KING FEINSTEIN	JUDGE: RONALD S. PRAGER
DEFENDANT(S): SERVICE SOLUTIONS GROUP LLC, et al.	DEPT: C-71
CERTIFICATE OF SERVICE (San Diego Superior Court Rules, Division II, Rule 2.5)	CASE NUMBER: 37-2007-00082141-CU-OE-CTL

VIA FAX

I certify under penalty of perjury under the laws of the State of California that all defendants named in the complaint of the above-entitled case have either made a general appearance or have been properly and timely served in compliance with San Diego Superior Court Rules, Division II, Rule 2.5.

Date: JUNE 2, 2008

Mary E. Bullock
Signature

MARY ELIZABETH BULLOCK, SBN 153212
Typed or printed name

NOTES:

If service cannot be effected on all defendants within 60 days of filing the complaint, DO NOT USE THIS CERTIFICATE, but file the form CERTIFICATE OF PROGRESS (SDSC CIV-144) stating the reasons why service has not been effected on all parties and what is being done to effect service.

THE FILING OF A GENERAL APPEARANCE BY A DEFENDANT DOES NOT DISPENSE WITH THE PLAINTIFF'S OBLIGATION TO FILE THIS DOCUMENT.

MARY ELIZABETH BULLOCK
3955 FAIRCROSS PLACE, APT #73
SAN DIEGO CA 92115
619-727-4906

Ref. No. : 0415209-02
Atty. File No. : 37200700082141

FILED
Clerk of the Superior Court
JUN - 2 2008
By: C. BANKS, Deputy

VIA FAX

SUPERIOR COURT OF CA. COUNTY OF SAN DIEGO
SAN DIEGO JUDICIAL DISTRICT

PLAINTIFF : CINDY KING FEINSTEIN
DEFENDANT : BARKERS FOOD MACHINERY SERVICE, et al.

Case No.: 37-2007-00082141-CU-OE-CTL
PROOF OF SERVICE

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of the SUMMONS; COMPLAINT; CIVIL CASE COVER SHEET; NOTICE OF CASE ASSIGNMENT;

3. a. Party served : SERVICE SOLUTIONS GROUP LLC
AUTHORIZED AGENT FOR SERVICE: STACEY E. JAMES, ESQ.
b. Person served : LINDSAY DURINGER, RECEPTIONIST
(PERSON APPARENTLY IN CHARGE OF OFFICE)

4. Address where the party was served 501 WEST BROADWAY SUITE 900
SAN DIEGO, CA 92101 (Business)

5. I served the party
b. **by substituted service.** On June 2, 2008 at 10:55 AM I left the documents listed in item 2 with or in the presence of LINDSAY DURINGER, RECEPTIONIST, PERSON APPARENTLY IN CHARGE OF OFFICE
(1) **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
(4) a **declaration of mailing** is attached.
(5) I attach a **declaration of diligence** stating actions taken first to attempt personal service.

6. The "Notice to the person served" (on the summons) was completed as follows:
c. on behalf of: SERVICE SOLUTIONS GROUP LLC
AUTHORIZED AGENT FOR SERVICE: STACEY E. JAMES, ESQ.
under [xx] CCP 416.10 (corporation)

7. **Person who served papers**
a. MARK FINK
b. KNOX ATTORNEY SERVICE, INC.
2250 Fourth Avenue
San Diego, California 92101
c. 619-233-9700
d. Fee for service: $133.50
e. I am:
(3) a registered California process server
(i) an employee
(ii) Registration No. 1289
(iii) County: San Diego

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: June 2, 2008

Signature: ______________________
MARK FINK

Jud. Coun. form, rule 2.150 CRC
JC Form POS 010 (Rev. January 1, 2007)

PROOF OF SERVICE

MARY ELIZABETH BULLOCK
3955 FAIRCROSS PLACE, APT #73
SAN DIEGO CA 92115
619-727-4906

Ref. No. : 0415209-02
Atty. File No. : 37200700082141

F I L E D
Clerk of the Superior Court

JUN - 2 2008

By: C. BANKS, Deputy

SUPERIOR COURT OF CA. COUNTY OF SAN DIEGO
SAN DIEGO JUDICIAL DISTRICT

PLAINTIFF : CINDY KING FEINSTEIN
DEFENDANT : BARKERS FOOD MACHINERY SERVICE, et al.

Case No.: 37-2007-00082141-CU-OE-CTL
DECLARATION REGARDING DILIGENCE

I received the within process on 05/30/08. After due and diligent effort I have been unable to effect personal service on the within named party at the following address(es):

VIA FAX

Party served SERVICE SOLUTIONS GROUP LLC
AUTHORIZED AGENT FOR SERVICE: STACEY E. JAMES, ESQ.

Business : 501 WEST BROADWAY SUITE 900, SAN DIEGO CA 92101

Attempts to effect service are as follows:

06/02/08 10:55A Attempted service-effected substitute service by serving: Lindsay Duringer, Receptionist
06/02/08 11:00A Documents mailed to complete service

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: June 2, 2008

Signature: ______________________
MARK FINK

Jud. Coun. form, rule 2.150 CRC

DECLARATION RE DILIGENCE

MARY ELIZABETH BULLOCK
3955 FAIRCROSS PLACE, APT #73
SAN DIEGO CA 92115
619-727-4906

Ref. No. : 0415209-02
Atty. File No. : 37200700082141

F I L E D
Clerk of the Superior Court

JUN - 2 2008

By: C. BANKS, Deputy

SUPERIOR COURT OF CA. COUNTY OF SAN DIEGO
SAN DIEGO JUDICIAL DISTRICT

PLAINTIFF : CINDY KING FEINSTEIN
DEFENDANT : BARKERS FOOD MACHINERY SERVICE, et al.

Case No.: 37-2007-00082141-CU-OE-CTL
DECLARATION OF MAILING

RE: SERVICE SOLUTIONS GROUP LLC
AUTHORIZED AGENT FOR SERVICE: STACEY E. JAMES, ESQ.

VIA FAX

I am a citizen of the United States and am employed in the County of SAN DIEGO, State of California. I am over 18 years of age and not a party to this action. My business address is
2250 FOURTH AVENUE, SAN DIEGO CA 92101

On June 2, 2008 I served the within documents:

SUMMONS; COMPLAINT; CIVIL CASE COVER SHEET; NOTICE OF CASE ASSIGNMENT;

On the party in said action, by mailing a true copy thereof (by first-class mail, postage prepaid), enclosed in a sealed envelope at the mail collection site at my place of employment, addressed to the following:

SERVICE SOLUTIONS GROUP LLC
AUTHORIZED AGENT FOR SERVICE: STACEY E. JAMES, ESQ.
501 WEST BROADWAY SUITE 900
SAN DIEGO, CA 92101

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on June 2, 2008 at SAN DIEGO, California.

Signature: Jerelyn M. Nagler
JERELYN M. NAGLER

DECLARATION OF MAILING

EXHIBIT C

SUM-100

SUMMONS
(CITACION JUDICIAL)

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

CENTRAL DIVISION

2008 MAY 30 PM 2:02

SAN DIEGO COUNTY, CA

NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):
SERVICE SOLUTIONS GROUP LLC; BARKERS FOOD MACHINERY SERVICE; FRANK HOLDING AG; and DOES 1-25

YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):
CINDY KING FEINSTEIN

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp/espanol/), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.courtinfo.ca.gov/selfhelp/espanol/) o poniéndose en contacto con la corte o el colegio de abogados locales.

The name and address of the court is:
(El nombre y dirección de la corte es):
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
330 WEST BROADWAY
SAN DIEGO, CA 92101

CASE NUMBER: *(Número del Caso):* 37-2007-00082141-CU-OE-CTL

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
MARY ELIZABETH BULLOCK, SBN 153212
3955 FAIRCROSS PLACE, #73, SAN DIEGO, CA 92115 TEL:619-677-4066 FAX:619-727-4907

DATE: *(Fecha)* MAY 30 2008 Clerk, by *(Secretario)* C. BOYLE, Deputy *(Adjunto)*

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citatión use el formulario Proof of Service of Summons, (POS-010)).

[SEAL]

SUPERIOR COURT
SAN DIEGO COUNTY, CA

NOTICE TO THE PERSON SERVED: You are served
1. ☐ as an individual defendant.
2. ☐ as the person sued under the fictitious name of *(specify)*:

3. ☐ on behalf of *(specify)*:

under: ☐ CCP 416.10 (corporation) ☐ CCP 416.60 (minor)
☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)
☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (authorized person)
☐ other *(specify)*:

4. ☐ by personal delivery on *(date)*:

Form Adopted for Mandatory Use
Judicial Council of California
SUM-100 [Rev. January 1, 2004]

SUMMONS

Code of Civil Procedure §§ 412.20, 465

American LegalNet, Inc. www.USCourtForms.com

NOV 20,2007 12:04 000-000-00000 page 3

Nov 20 2007 10:31AM LASERJET FAX p.1

FILED
CIVIL BUSINESS OFFICE 8
CENTRAL DIVISION

07 NOV 20 PM 3:35

CLERK-SUPERIOR COURT
SAN DIEGO COUNTY, CA

PLD-C-001

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Mary Elizabeth Bullock SBN 153212
3953 Faircross Place, #73
San Diego, California

TELEPHONE NO.: (619) 677-4064 FAX NO. (Optional): (619) 727-4607

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): Cindy King Feinstein

FOR COURT USE ONLY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Diego

STREET ADDRESS: 330 Broadway Street

MAILING ADDRESS:

CITY AND ZIP CODE: San Diego, Ca 92101

BRANCH NAME: Superior Court

PLAINTIFF: Cindy King Feinstein

DEFENDANT: Service Solutions Group, LLC, Backers Food Machinery Service, Franke Holding AG

☐ DOES 1 TO 25

VIA FAX

CONTRACT

☒ COMPLAINT ☐ AMENDED COMPLAINT (Number):

☐ CROSS-COMPLAINT ☐ AMENDED CROSS-COMPLAINT (Number):

Jurisdiction (check all that apply):

☐ ACTION IS A LIMITED CIVIL CASE
Amount demanded ☐ does not exceed $10,000
☐ exceeds $10,000 but does not exceed $25,000

☒ ACTION IS AN UNLIMITED CIVIL CASE (exceeds $25,000)

☐ ACTION IS RECLASSIFIED by this amended complaint or cross-complaint
☐ from limited to unlimited
☐ from unlimited to limited

CASE NUMBER: 37-2007-00082141-CU-OE-CTL

1. Plaintiff* (name or names): Cindy King Feinstein
851 B Avenue
Coronado, California 92118

alleges causes of action against defendant* (name or names):
Service Solutions Group, LLC dba Backers Food Machinery Service
Franke Holding AG

2. This pleading, including attachments and exhibits, consists of the following number of pages:

3. a. Each plaintiff named above is a competent adult
☐ except plaintiff (name):
(1) ☐ a corporation qualified to do business in California
(2) ☐ an unincorporated entity (describe):
(3) ☐ other (specify):

b. ☐ Plaintiff (name): Cindy King Feinstein, an individual
a. ☐ has complied with the fictitious business name laws and is doing business under the fictitious name (specify):

b. ☐ has complied with all licensing requirements as a licensed (specify):

c. ☐ Information about additional plaintiffs who are not competent adults is shown in Attachment 3c.

4. a. Each defendant named above is a natural person

☒ except defendant (name): Backers Food Machinery Service, Service Solutions Group
(1) ☒ a business organization, form unknown
(2) ☒ a corporation
(3) ☐ an unincorporated entity (describe):
(4) ☐ a public entity (describe):
(5) ☐ other (specify):

☒ except defendant (name): Franke Holding AG
(1) ☐ a business organization, form unknown
(2) ☐ a corporation
(3) ☐ an unincorporated entity (describe):
(4) ☐ a public entity (describe):
(5) ☐ other (specify):

* If this form is used as a cross-complaint, plaintiff means cross-complainant and defendant means cross-defendant.

Form Approved for Optional Use
Judicial Council of California
PLD-C-001 [Rev. January 1, 2007]

COMPLAINT—Contract

Code of Civil Procedure, § 425.12

American LegalNet, Inc.
www.FormsWorkflow.com

NOV 20,2007 11:22 page 1

PLD-C-001

SHORT TITLE:	CASE NUMBER:
[illegible] v Service Solutions Group, LLC et al	

4. *(Continued)*

b. The true names of defendants sued as Does are unknown to plaintiff.

(1) ☑ Doe defendants *(specify Doe numbers):* 1-25 were the agents or employees of the named defendants and acted within the scope of that agency or employment.

(2) ☑ Doe defendants *(specify Doe numbers):* 1-25 are persons whose capacities are unknown to plaintiff.

c. ☐ Information about additional defendants who are not natural persons is contained in Attachment 4c.

d. ☐ Defendants who are joined under Code of Civil Procedure section 382 are *(names):*

5. ☐ Plaintiff is required to comply with a claims statute, and

a. ☑ has complied with applicable claims statutes, or

b. ☐ is excused from complying because *(specify):*

6. ☐ This action is subject to ☐ Civil Code section 1812.10 ☐ Civil Code section 2984.4.

7. This court is the proper court because

a. ☐ a defendant entered into the contract here.

b. ☐ a defendant lived here when the contract was entered into.

c. ☐ a defendant lives here now.

d. ☐ the contract was to be performed here.

e. ☐ a defendant is a corporation or unincorporated association and its principal place of business is here.

f. ☐ real property that is the subject of this action is located here.

g. ☑ other *(specify):* Plaintiff and Defendant live here or have a Branch office here in San Diego County

8. The following causes of action are attached and the statements above apply to each *(each complaint must have one or more causes of action attached):*

☐ Breach of Contract

☐ Common Counts

☑ Other *(specify):* Employment law, discrimination based on Gender, Wrongful termination, discriminatory discipline, Sexual harassment

9. ☐ Other allegations: hostile work environment, Violation of public policy

10. Plaintiff prays for judgment for costs of suit; for such relief as is fair, just, and equitable; and for

a. ☑ damages of: $

b. ☑ interest on the damages

(1) ☑ according to proof

(2) ☑ at the rate of *(specify):* percent per year from *(date):*

c. ☐ attorney's fees

(1) ☑ of: $650/hr

(2) ☑ according to proof.

d. ☐ other *(specify):*

11. ☐ The paragraphs of this pleading alleged on information and belief are as follows *(specify paragraph numbers):*

Date: November 20, 2007

Mary Elizabeth Bullock
(TYPE OR PRINT NAME)

▶ Mary E. Bullock
(SIGNATURE OF PLAINTIFF OR ATTORNEY)

(If you wish to verify this pleading, affix a verification.)

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
STREET ADDRESS: 330 West Broadway
MAILING ADDRESS: 330 West Broadway
CITY AND ZIP CODE: San Diego, CA 92101
BRANCH NAME: Central
TELEPHONE NUMBER: (619) 685-6144

PLAINTIFF(S) / PETITIONER(S): Cindy King Feinstein

DEFENDANT(S) / RESPONDENT(S): Service Solutions Group LLC et.al.

FEINSTEIN VS. SERVICE SOLUTIONS GROUP LLC

NOTICE OF CASE ASSIGNMENT	CASE NUMBER: 37-2007-00082141-CU-OE-CTL

Judge: Ronald S. Prager Department: C-71

COMPLAINT/PETITION FILED: 11/20/2007

CASES ASSIGNED TO THE PROBATE DIVISION ARE NOT REQUIRED TO COMPLY WITH THE CIVIL REQUIREMENTS LISTED BELOW

IT IS THE DUTY OF EACH PLAINTIFF (AND CROSS-COMPLAINANT) TO SERVE A COPY OF THIS NOTICE WITH THE COMPLAINT (AND CROSS-COMPLAINT).

ALL COUNSEL WILL BE EXPECTED TO BE FAMILIAR WITH SUPERIOR COURT RULES WHICH HAVE BEEN PUBLISHED AS DIVISION II, AND WILL BE STRICTLY ENFORCED.

TIME STANDARDS: The following timeframes apply to general civil cases and must be adhered to unless you have requested and been granted an extension of time. General civil consists of all cases except: Small claims appeals, petitions, and unlawful detainers.

COMPLAINTS: Complaints must be served on all named defendants, and a CERTIFICATE OF SERVICE (SDSC CIV-345) filed within 60 days of filing. This is a mandatory document and may not be substituted by the filing of any other document.

DEFENDANT'S APPEARANCE: Defendant must generally appear within 30 days of service of the complaint. (Plaintiff may stipulate to no more than a 15 day extension which must be in writing and filed with the Court.)

DEFAULT: If the defendant has not generally appeared and no extension has been granted, the plaintiff must request default within 45 days of the filing of the Certificate of Service.

THE COURT ENCOURAGES YOU TO CONSIDER UTILIZING VARIOUS ALTERNATIVES TO LITIGATION, INCLUDING MEDIATION AND ARBITRATION, PRIOR TO THE CASE MANAGEMENT CONFERENCE. MEDIATION SERVICES ARE AVAILABLE UNDER THE DISPUTE RESOLUTION PROGRAMS ACT AND OTHER PROVIDERS. SEE ADR INFORMATION PACKET AND STIPULATION.

YOU MAY ALSO BE ORDERED TO PARTICIPATE IN ARBITRATION PURSUANT TO CCP 1141.10 AT THE CASE MANAGEMENT CONFERENCE. THE FEE FOR THESE SERVICES WILL BE PAID BY THE COURT IF ALL PARTIES HAVE APPEARED IN THE CASE AND THE COURT ORDERS THE CASE TO ARBITRATION PURSUANT TO CCP 1141.10. THE CASE MANAGEMENT CONFERENCE WILL BE CANCELLED IF YOU FILE FORM SDSC CIV-359 PRIOR TO THAT HEARING

EXHIBIT E

NOV 20,2007 12:04 000-000-00000 page 2
Nov 20 2007 10:31AM LASERJET FAX p.3

FILED
CIVIL BUSINESS OFFICE 8
CENTRAL DIVISION

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Mary Elizabeth Bullock - SSN 153212
3955 Faircross Place #73
San Diego, Calif. 92115
TELEPHONE NO.: (619) 277-4066 FAX NO.: (619) 727-4986
ATTORNEY FOR (Name):

FOR COURT USE ONLY
07 NOV 20 PM 3:35
CLERK-SUPERIOR COURT
SAN DIEGO COUNTY, CA

SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Diego
STREET ADDRESS: 330 West Broadway
MAILING ADDRESS:
CITY AND ZIP CODE: San Diego 92101
BRANCH NAME: Superior Court

CASE NAME: Cindy King Fernandez v. Service Solutions Group LLC

CIVIL CASE COVER SHEET

- [x] Unlimited (Amount demanded exceeds $25,000)
- [ ] Limited (Amount demanded is $25,000 or less)

Complex Case Designation
- [ ] Counter
- [ ] Joinder

Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER: 37-2007-00082141-CU-OE-CTL

JUDGE:
DEPT:

Items 1–6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort
- [ ] Auto (22)
- [ ] Uninsured motorist (46)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort
- [ ] Asbestos (04)
- [ ] Product liability (24)
- [ ] Medical malpractice (45)
- [ ] Other PI/PD/WD (23)

Non-PI/PD/WD (Other) Tort
- [ ] Business tort/unfair business practice (07)
- [ ] Civil rights (08)
- [ ] Defamation (13)
- [ ] Fraud (16)
- [ ] Intellectual property (19)
- [ ] Professional negligence (25)
- [ ] Other non-PI/PD/WD tort (35)

Employment
- [x] Wrongful termination (36)
- [ ] Other employment (15)

Contract
- [ ] Breach of contract/warranty (06)
- [ ] Rule 3.740 collections (09)
- [ ] Other collections (09)
- [ ] Insurance coverage (18)
- [ ] Other contract (37)

Real Property
- [ ] Eminent domain/Inverse condemnation (14)
- [ ] Wrongful eviction (33)
- [ ] Other real property (26)

Unlawful Detainer
- [ ] Commercial (31)
- [ ] Residential (32)
- [ ] Drugs (38)

Judicial Review
- [ ] Asset forfeiture (05)
- [ ] Petition re: arbitration award (11)
- [ ] Writ of mandate (02)
- [ ] Other judicial review (39)

Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400–3.403)
- [ ] Antitrust/Trade regulation (03)
- [ ] Construction defect (10)
- [ ] Mass tort (40)
- [ ] Securities litigation (28)
- [ ] Environmental/Toxic tort (30)
- [ ] Insurance coverage claims arising from the above listed provisionally complex case types (41)

Enforcement of Judgment
- [ ] Enforcement of judgment (20)

Miscellaneous Civil Complaint
- [ ] RICO (27)
- [ ] Other complaint (not specified above) (42)

Miscellaneous Civil Petition
- [ ] Partnership and corporate governance (21)
- [ ] Other petition (not specified above) (43)

2. This case [ ] is [x] is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
   a. [ ] Large number of separately represented parties
   b. [ ] Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
   c. [ ] Substantial amount of documentary evidence
   d. [ ] Large number of witnesses
   e. [ ] Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
   f. [ ] Substantial postjudgment judicial supervision
3. Remedies sought (*check all that apply*): a. [x] monetary b. [x] nonmonetary; declaratory or injunctive relief c. [x] punitive
4. Number of causes of action (*specify*): 4
5. This case [ ] is [x] is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (*You may use form CM-015.*)

Date:

Mary Elizabeth Bullock
(TYPE OR PRINT NAME)

▶ Mary E. Bullock
(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE
- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

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VIA FAX

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EXHIBIT F

Superior Court of California **County of San Diego** **SIGN-IN SHEET**	Calendar No. ~~35~~ 33 Court Use Only

CASE: 37-2007-00082141-CU-OE-CTL - Cindy King Feinstein vs. Service Solutions Group LLC

EVENT TYPE: OSC - Failure to File Certificate of Service **EVENT DATE/TIME:** 05/16/2008 1:15 pm

DEPARTMENT: C-71 **JUDGE:** Ronald S. Prager

ATTORNEY/PARTICIPANT NAME	CLIENT NAME	SIGNATURE
Bullock, Mary Elizabeth	Feinstein, Cindy King [PLN]	Mary Elizabeth Bullock
Frank Holding AG	[DFN]	
Service Solutions Group LLC	[DFN]	

PERIOR COURT OF CALIFORNIA,
COUNTY OF SAN DIEGO
CENTRAL

MINUTE ORDER

Date: 05/16/2008 Time: 01:15:00 PM Dept: C-71
Judicial Officer Presiding: Judge Ronald S. Prager
Clerk: Clara Banks

Bailiff/Court Attendant: L. Wilks
ERM:

Case Init. Date: 11/20/2007

Case No: 37-2007-00082141-CU-OE-CTL Case Title: Feinstein vs. Service Solutions Group LLC

Case Category: Civil - Unlimited Case Type: Other employment

Event Type: OSC - Failure to File Certificate of Service

Appearances:

Mary Elizabeth Bullock is present for Cindy King Feinstein

Certificate of Service must be filed by 6/16/08. No sanctions.

Other defendants are dismissed. Sole remaining defent is Service Solutions Group, LLC.

EXHIBIT H

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO STREET ADDRESS: 330 West Broadway MAILING ADDRESS: 330 West Broadway CITY AND ZIP CODE: San Diego, CA 92101 BRANCH NAME: Central TELEPHONE NUMBER: (619) 685-6144	
PLAINTIFF(S) / PETITIONER(S): Cindy King Feinstein	
DEFENDANT(S) / RESPONDENT(S): Service Solutions Group LLC et.al.	
FEINSTEIN VS. SERVICE SOLUTIONS GROUP LLC	
NOTICE OF HEARING	CASE NUMBER: 37-2007-00082141-CU-OE-CTL

Notice is given that the above-entitled case has been set for the reason listed below and at the location shown above. All inquiries regarding this notice should be referred to the court listed above.

TYPE OF HEARING	DATE	TIME	DEPT	JUDGE
OSC - Failure to File Certificate of Service	05/16/2008	01:15 pm	C-71	Ronald S. Prager

The hearing will be cancelled if BOTH of the following occur 10 days prior to the hearing date: 1) File the above document; and 2) Stipulate to and pay a sanction in the amount of $50, payable to "San Diego Superior Court", WITH A COPY OF THIS NOTICE, in the IC department to which the case is assigned. If you are unable to comply with one or both of the above requirements, appearance at the hearing is mandatory. If more court time is required, additional sanctions may be imposed.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

Central
330 West Broadway
San Diego, CA 92101

SHORT TITLE: Feinstein vs. Service Solutions Group LLC

CLERK'S CERTIFICATE OF SERVICE BY MAIL	CASE NUMBER: **37-2007-00082141-CU-OE-CTL**

I certify that I am not a party to this cause. I certify that a true copy of the NOTICE OF HEARING was mailed following standard court practices in a sealed envelope with postage fully prepaid, addressed as indicated below. The mailing and this certification occurred at San Diego, California, on 04/04/2008.

Clerk of the Court, by: D. Hernandez (signature) D. Hernandez, Deputy

Mary Elizabeth Bullock
3955 Faircross Place #73
San Diego, CA 92115